

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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BOARD OF TRUSTEES OF THE  
UNITED UNION OF ROOFERS,  
WATERPROOFERS & ALLIED  
WORKERS LOCAL UNION NO. 8  
W.B.P. & A. FUNDS,

Plaintiffs,

- against -

ORDER  
09-CV-1076 (RRM) (ALC)

DANA RESTORATION, INC.,

Defendant.

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MAUSKOPF, United States District Judge.

By Motion filed October 1, 2009, Plaintiffs moved for default judgment. By Order entered December 2, 2009, this Court referred that motion to the assigned Magistrate Judge, the Honorable Judge Carter, for a Report and Recommendation. On September 14, 2010, Judge Carter issued a Report and Recommendation (the "R&R") recommending that Plaintiff's motion be granted, but denying damages without prejudice. Judge Carter reminded the parties that, pursuant to Rule 72(b), any objection to the R&R was due September 28, 2010. No party has filed any objection.

Pursuant to 28 U.S.C. § 636(b) and Federal Rule of Civil Procedure 72, the Court has reviewed the R&R for clear error and, finding none, concurs with the R&R in its entirety. *See Covey v. Simonton*, 481 F. Supp. 2d 224, 226 (E.D.N.Y. 2007). Accordingly, it is hereby ORDERED that Plaintiff's motion for default judgment is GRANTED.

SO ORDERED.

Dated: Brooklyn, New York  
September 30, 2010

/s/\_\_\_\_\_  
ROSLYNN R. MAUSKOPF  
United States District Judge